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8 **IN THE UNITED STATES DISTRICT COURT**
9 **FOR THE EASTERN DISTRICT OF CALIFORNIA**
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11 JOHN HUGH VAN AUKEN,

No. Misc. S-04-0363-LKK-CMK

12 Petitioner,

13 vs.

ORDER TO SHOW CAUSE

14 HEMAR, ROUSSO & HEALD,
15 et al.,

16 Respondents.
17 _____/

18 Petitioner, who is proceeding pro se, filed a document in this court on November
19 10, 2004, entitled "Commercial Notice Within the Admiralty of the Filing of Foreign Judgment"
20 (Doc. 1). In this document, petitioner states:

21 For and on the record:

22 The Court and the Public takes judicial notice "within the admiralty ab
23 initio" by Commercial Notice of the filing of Foreign Judgment
24 Administrative File Number "JVA08062004CWL" "within the admiralty
25 IN FACT" established under Notary Court Seal. This Administrative
26 Judgment is foreign to judicial and all issues have been settled. All
district courts have provisions for filing foreign judgments under
miscellaneous for a standard fee of \$39.00 USD.


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1 In a document entitled "Notarial Protest and Notice of Administrative Judgment Certificate of
2 Dishonor," attached to his court filing, petitioner references 28 U.S.C. §§ 1333, 1337, 2461, and
3 2463, and 15 U.S.C. § 1692 as bases for jurisdiction in this court. However, none of these
4 statutes appear to relate to petitioner's filing. Moreover, to the extent petitioner seeks to initiate
5 an admiralty proceeding, petitioner has not complied with the Supplemental Rules for Certain
6 Admiralty and Maritime Claims, or the local rules of this court concerning admiralty cases.
7 Finally, having reviewed petitioner's filing, the court cannot discern any request for relief.

8 Therefore, petitioner will be required to show cause, in writing, why this action
9 should not be closed. Specifically, for this action to proceed, petitioner must state the statutory
10 basis for this court to exercise jurisdiction. See Fed. R. Civ. P. 12(h). Petitioner must also state,
11 in plain English, the nature of his claims and any relief sought from the court.

12 Accordingly, IT IS HEREBY ORDERED that petitioner shall show cause, in
13 writing, within 30 days of the date of this order, why this action should not be closed.

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15 DATED: November 30, 2006.

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18 **CRAIG M. KELLISON**
19 UNITED STATES MAGISTRATE JUDGE
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